

A. Introduction

This section defines the agencies that will use this Environmental Impact Report (EIR) for permitting decisions (Section A.1) and explains how the EIR is organized (Section A.2).

A.1 Agency Use of this Document

The California State Lands Commission (CSLC) is the Lead Agency for California Environmental Quality Act (CEQA) compliance in evaluation of Santa Fe Pacific Partners, LP's¹ (SFPP) proposed Concord to Sacramento Pipeline Project, and has directed the preparation of this EIR. This EIR will be used by the CSLC, in conjunction with other information developed in the CSLC's formal record, to act on SFPP's application for a lease of State lands for construction and operation of the Proposed Project. Under CEQA requirements, the CSLC will determine the adequacy of the Final EIR and, if adequate, will certify the document as complying with CEQA. The CSLC will also act on SFPP's application. In accordance with CEQA, if the approved project has significant unmitigated impacts, CSLC must state why the project can be approved in a "Statement of Overriding Considerations," which is included in the CSLC's certification of the EIR and decision on the application.

Table A-1 lists the Federal, State, and local permits and authorization required for the Proposed Project.

Table A-1. Permits Required

Agency	Permit	Jurisdiction / Purpose
FEDERAL AGENCIES		
U.S. Fish and Wildlife Service (USFWS)	Section 7 Consultation (Endangered Species Act)	Threatened and Endangered Species Biological Opinion, Section 404 Permit
	Fish and Wildlife Coordination Act (FWCA)	Grant of right-of-way by Federal Land Policy and Management Act (FLPMA) involving aquatic habitats
Advisory Council on Historic Preservation	Section 106 of the National Historic Preservation Act (NHPA) Review (through U.S. Army Corp of Engineer's review process)	Project activities that will affect register eligible prehistoric or historic resources subject to federal protection requirements
U.S. Department of Defense, Army Corps of Engineers	Section 404 of the Clean Water Act Permit (Stream Crossings) and Easement	Pipeline construction across rivers, streams and wetlands
STATE AGENCIES		
Yolo-Solano Air Quality Management District	None	Air emission reduction and monitoring
Bay Area Air Quality Management District	None	Air emission reduction and monitoring
CA Department of Fish and Game	Compliance with CA Endangered Species Act	Pipeline and ancillary facilities construction
	Stream Alteration Agreement (1603)	Alteration of the natural state of any stream
	Discretionary Easement, Lease or License Agreement	Crossing of Cordelia Slough Wildlife Area
CA Department of Transportation (Caltrans)	Encroachment Permit (Crossing of State Highways)	Crossing of highways in California; encroachment by pipeline within, under, or over state highway right-of-ways

¹ SFPP is an operating partnership of Kinder Morgan Energy Partners, L.P. (KMP).

Table A-1. Permits Required, *cont.*

Agency	Permit	Jurisdiction / Purpose
CA State Lands Commission	CEQA Compliance	Construction, operation, and maintenance row on school lands and most river crossings
	Land Use Lease	Crossing of State Lands
CA State Water Resources Control Board, Regional Board (CSWRCB)	National Pollutant Discharge Elimination System (NPDES) Permit	Discharge of hydrostatic test water into any surface waters of the state
	Report of Waste Discharge	Discharge of hydrostatic test waters and ditch dewatering onto lands, dry water courses, or lakebeds, especially if the test water is contaminated with pollutants of concern to the regional board. If the test water is not contaminated and will be disposed of in a manner that reduces or eliminates soil erosion, this permit may not be required.
	Water Discharge Permits	Discharge of water (e.g., for hydrostatic testing, ditch dewatering)
	CWA 401 Water Quality Certification	Discharge into State waters
CSWRCB, Division of Water Rights	Temporary Permit to Appropriate Water	Would be required to divert water from a surface stream or other body of water (e.g., for hydrostatic testing)
State Office of Historic Preservation	State Level Review of Section 106 Compliance	Project activities that will affect register eligible prehistoric or historic resources subject to federal protection requirements
San Francisco Bay Conservation and Development Commission	Administrative Permit for Primary Marsh	If development occurs in the San Francisco Bay within specified zones
CA Wildlife Conservation Board	Discretionary Common Use Agreement	Crossing of Yolo Bypass Wildlife Preservation area.
CA Department of Water Resources, Board of Reclamation	Flood Control Permit	For several water crossings
	Temporary Permit to Appropriate Waters from Surface Stream	Would be required to divert water from a surface stream or other body of water (e.g., for hydrostatic testing)
LOCAL OR REGIONAL AGENCIES		
Central Contra Costa Flood Control and Water Conservation District	Ministerial Encroachment Permits	For several water crossings in the county
Central Contra Costa Sanitary District	Discretionary Easement, Lease or License Agreement	Pipeline travels through Sanitary District property
Contra Costa County	Discretionary Franchise Agreement	Construction of pipeline in county streets
	Encroachment Permit	Crossing of county streets
City of Martinez	Ministerial Encroachment Permit	Crossing of city streets
	Conditional Use Permit	Required for conformance with city zoning ordinance
City of Benicia	Discretionary Franchise Agreement	Construction of pipeline in city streets
	Encroachment Permit	Crossing of city streets
Caltrans District 4	Ministerial Encroachment Permit	Crossing of highway ROWs
Solano County	Discretionary Franchise Agreement	Crossing of county streets
	Encroachment Permit	Crossing of county streets
	Secondary Marsh Development Permit	Crossing of marshland
Solano County Water Agency	Ministerial Encroachment Permit	For several water crossings in the county
City of Fairfield	Discretionary Franchise Agreement	Construction of a pipeline in city streets
	Encroachment Permit	Crossing of city streets
	Secondary Marsh Development Permit	Crossing of marshland

Table A-1. Permits Required, *cont.*

Agency	Permit	Jurisdiction / Purpose
City of Suisun City	Discretionary Franchise Agreement	Construction of pipeline in city streets
	Encroachment Permit	Crossing of city streets
Maine Prairie Water District	Ministerial Encroachment Permit	For several water crossings
Reclamation District 2068	Ministerial Encroachment Permit	For several water crossings
Yolo County	Encroachment Permit	Crossing of county streets
	Conditional Use Permit	Required for conformance with county zoning ordinance
Reclamation District 900	Discretionary Easement, Lease or License Agreement	Crossing of Reclamation District property
Sacramento/Yolo Port District	Discretionary Easement, Lease or License Agreement	Crossing of Port District property
	Ministerial Encroachment Permit	Water crossing
City of West Sacramento	Modification of Existing Discretionary Franchise Agreement	Construction of pipeline in city streets
	Encroachment Permit	Crossing of city streets

A.2 Reader's Guide: Organization of this EIR

This EIR is organized as follows:

Section A (Introduction): A discussion of the public agency use of the EIR and explanation of how the EIR is organized.

Executive Summary: A summary description of the Proposed Project, the alternatives, their respective environmental impacts and a comparison of the alternatives, including identification of the Environmentally Superior Alternative, if applicable.

Impact Summary Tables: A tabulation of the impacts and mitigation measures for the Proposed Project.

Section B (Project Description): Detailed descriptions of the proposed Concord to Sacramento Pipeline Project to provide a common understanding of the project parameters as they are analyzed in Section D, where environmental impacts are evaluated.

Section C (Alternatives): A discussion of the alternatives evaluation process, description of alternatives considered but eliminated from further analysis and the rationale therefore, a description of the alternatives included in the EIR.

Section D (Environmental Analysis): A comprehensive analysis and assessment of impacts (including cumulative impacts) and mitigation measures for the Proposed Project and several alternatives, including the No Project Alternative. This Section is divided into main sections for each environmental issue area (e.g., Air Quality, Biological Resources, Geology and Soils) that contain the environmental settings, impacts, and cumulative effects of the Proposed Project and each alternative.

Section E (Additional CEQA Considerations): A discussion of growth-inducing impacts, irreversible environmental changes, and cumulative impacts.

Section F (Mitigation Monitoring): A discussion of the CSLC's mitigation monitoring program requirements for the Proposed Project.

Section G (Public Involvement): A brief description of the public participation program for this EIR.

Section H (Report Preparation): A list of the EIR preparers, EIR information contacts, a bibliography, and a list of acronyms.

Appendices: The following appendices are included:

- 1A. Descriptions of Special Status Species.
- 1B. Special Status Species Occurrence in the Project Area.
- 1C. Waters of the U.S. in the Project Study Area.
- 1D. Wetland Impacts.
- 1E. Jurisdictional Delineation Map.
- 2. Safety Data by Pipeline Segment.
- 3. Cultural Resources.